

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

HONEYWELL INTERNATIONAL INC., et al.)	
)	
Plaintiffs)	
)	C.A. No. 04-1338 (K.A.J)
v.)	
)	
APPLE COMPUTER INC., et al.)	
)	
Defendants.)	
)	

**TOSHIBA'S FED. R. CIV. P. 42(b) MOTION FOR BIFURCATION
OF LIABILITY AND DAMAGES**

Pursuant to Fed. R. Civ. P. 42(b) and for the reasons set forth in the accompanying memorandum, defendant Toshiba Corporation ("Toshiba") moves for bifurcation of liability and damages.

Rule 7.1.1 Certification: Counsel for Toshiba discussed the subject of this motion with counsel for plaintiff, but plaintiff did not agree to bifurcate liability and damages.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on April 15, 2005, the attached document was hand delivered and was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following and the document is available for viewing and downloading from CM/ECF:

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